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13
14 **UNITED STATES DISTRICT COURT**
15
16 **DISTRICT OF NEVADA**

17 KYLE JASON KENNEDY, an individual,

18 Plaintiff,

19 vs.

20 BANK OF AMERICA, N.A.; THE
21 SECRETARY OF HOUSING AND URBAN
22 DEVELOPMENT; BAYVIEW LOAN
23 SERVICING, LLC; and DOES I through X,
24 inclusive,

25 Defendants.

Case No. 3:22-cv-00043-CLB

17
18 **STIPULATION TO EXTEND TIME FOR**
19 **BANK OF AMERICAN, N.A. TO**
20 **RESPOND TO PLAINTIFF'S**
21 **COMPLAINT**

22 Defendant Bank of America, N.A. (BANA) and plaintiff Kyle Jason Kennedy stipulate as
23 follows:

24 1. On December 12, 2021, plaintiff filed his complaint in the Second Judicial District
25 Court, Washoe County, Nevada; Case No. CV21-02215 [ECF No. 1-1 at Ex. A].

26 2. BANA was served with the summons and complaint on January 19, 2022.

27 3. On January 25, 2022, defendant The Secretary of Housing and Urban Development
28 (HUD) filed a notice of removal of the action to this court. [ECF No. 1].

29 4. Per FRCP 81(c), the time for filing a response to an initial pleading in a removed action
30 is the later of 21 days after receipt of service of the initial pleading or seven days after removal.

1 Accordingly, BANA's response is currently due February 9, 2022, 21 days following service of the
 2 complaint.

3 5. Because BANA is investigating, and requires additional time to investigate, the
 4 allegations raised in plaintiff's complaint, plaintiff and BANA have agreed to extend the deadline for
 5 BANA to respond to the complaint to **Monday, February 21, 2022**.

6 This is the first stipulation for extension of time for BANA to respond to plaintiff's complaint.
 7 The extension is requested in good faith and is not for purposes of delay or prejudice to any party.

8
 9 Dated this 9th day of February, 2022.

10 **AKERMAN LLP**

11 */s/ Melanie D. Morgan*

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18 *Attorneys for Defendant Bank of America, N.A.*

19 Dated this 9th day of February, 2022.

20 **THE BALL LAW GROUP**

21 */s/ Zachary T. Ball*

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26 *Attorneys for Plaintiff Kyle Jason Kennedy*

17
 18 **ORDER**

19 **IT IS SO ORDERED.**

20
 21 
 22 **UNITED STATES MAGISTRATE JUDGE**
 23 Case No. 3:22-cv-00043-CLB

24 February 10, 2022

25
 26 **DATED**